

District Judge Jamal N. Whitehead

UNITED STATES DISTRICT COURT FOR THE  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

YAHYA YAHYA,

Plaintiff,

v.

UR JADDOU, *et al.*,

Defendants.

Case No. 2:24-cv-01143-JNW

STIPULATED MOTION TO HOLD  
CASE IN ABEYANCE AND  
[PROPOSED] ORDER

Noted for Consideration:  
November 12, 2024

Plaintiff and Defendants, by and through their counsel of record, pursuant to Federal Rule of Civil Procedure 6 and Local Rules 7(d)(1), 10(g) and 16, hereby jointly stipulate and move to stay these proceedings until May 15, 2025. Plaintiff brought this litigation pursuant to the Administrative Procedure Act and Mandamus Act seeking, *inter alia*, to compel the U.S. Citizenship and Immigration Services (“USCIS”) adjudicate his Form I-589, Application for Asylum and for Withholding of Removal. Defendants’ response to the Complaint is currently due on November 15, 2024. The parties are currently working towards a resolution to this litigation. For good cause, the parties request that the Court hold the case in abeyance until May 15, 2025.

1 Courts have “broad discretion” to stay proceedings. *Clinton v. Jones*, 520 U.S. 681, 706  
2 (1997). “[T]he power to stay proceedings is incidental to the power inherent in every court to  
3 control the disposition of the causes on its docket with economy of time and effort for itself, for  
4 counsel, and for litigants.” *Landis v. N. Am. Co.*, 299 U.S. 248, 254 (1936); *see also* Fed. R. Civ.  
5 P. 1.

6 With additional time, this case may be resolved without the need of further judicial  
7 intervention. USCIS has scheduled Plaintiff’s asylum interview for January 15, 2025. USCIS  
8 agrees to diligently work towards completing the adjudication within 120 days of the interview,  
9 absent unforeseen or exceptional circumstances that would require additional time for  
10 adjudications. If the adjudication is not completed within that time, USCIS will provide a status  
11 report to the Court. Plaintiff will submit all supplemental documents and evidence, if any, to  
12 USCIS seven to ten days prior to the interview date. Plaintiff recognizes that failure to submit  
13 documents prior to the interview may require the interview to be rescheduled and the  
14 adjudication delayed. If needed, Plaintiff will bring an interpreter to the interview, otherwise the  
15 interview will need to be rescheduled and the adjudication delayed. After the interview, USCIS  
16 will need time to adjudicate Plaintiff’s asylum application. Once the application is adjudicated,  
17 Plaintiff will dismiss the case with each party to bear their own litigation costs and attorneys’  
18 fees. Accordingly, the parties request this abeyance to allow USCIS to conduct Plaintiff’s  
19 asylum interview and then process his asylum applications.

20 As additional time is necessary for this to occur, the parties request that the Court hold  
21 the case in abeyance until May 15, 2025. The parties will submit a joint status report on or  
22 before May 15, 2025.

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1 DATED this 12th day of November, 2024.

2 Respectfully submitted,

3 TESSA M. GORMAN  
United States Attorney

CHUNG, MALHAS & MANTEL, PLLC

4 s/ Michelle R. Lambert

s/ Dr. Dima N. Malhas

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*Attorney for Plaintiff*

10 *Attorneys for Defendants*

11 *I certify that this memorandum contains 412*  
12 *words, in compliance with the Local Civil Rules.*

**[PROPOSED] ORDER**

The case is held in abeyance until May 15, 2025. The parties shall submit a joint status report on or before May 15, 2025. It is so **ORDERED**.

DATED this 18th day of November, 2024.

  
JAMAL N. WHITEHEAD  
United States District Judge